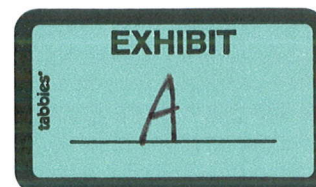


660.22 EXTERIOR PROPERTY AREAS; PENALTY.

- (a) No owner or person having charge of property in the City shall permit grass to grow on such land to a height greater than six inches.
- (b) No owner or person having charge of property in the City shall permit noxious weeds, as described in Section 1707.10 of these Codified Ordinances, to grow, mature and/or spread seeds on such land.
- (c) No owner or person having charge of property in the City shall permit litter, as defined in Ohio R.C. 731.51, to be placed or remain on such land.
- (d) Whoever violates ~~this sub-section (a)~~ is guilty of a minor misdemeanor. In addition to any other method of enforcement, a violation of any provisions of this section may be enforced by the issuance of a citation in compliance with Rule 4.1 of the Ohio Rules of Criminal Procedure. ~~Whoever violates any provisions of this section as a fourth and subsequent offense is guilty of a first degree misdemeanor.~~ A separate offense shall be deemed committed each day during or on which a violation occurs or continues.
- (e) Whoever violates sub-section (b) or (c) is guilty of a minor misdemeanor. In addition to any other method of enforcement, a violation of any provisions of this section may be enforced by the issuance of a citation in compliance with Rule 4.1 of the Ohio Rules of Criminal Procedure. Whoever violates any provisions of this section as a fourth and subsequent offense is guilty of a first degree misdemeanor. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.**

1705.99 PENALTY.

- (b) Whoever violates Sections 1707.02; 1707.06(d); 1707.09(a)(2), (a)(7); 1707.10(a), (b); 1707.11; 1707.12; 1707.14(f); 1707.15(b), (d); 1707.17(g); 1707.19; 1707.20; 1721.02; 1721.03; 1721.07 is guilty of a minor misdemeanor. In addition to any other method of enforcement provided for in this Code, the above listed offenses may be enforced by the issuance of a citation in compliance with Rule 4.1 of the Ohio Rules of Criminal Procedure. Whoever violates the above listed offenses as a fourth and subsequent offense is guilty of a first degree misdemeanor. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.
- (c) **Whoever violates Section 1707.10(c) is guilty of a minor misdemeanor. In addition to any other method of enforcement provided for in this Code, the above listed offense may be enforced by the issuance of a citation in compliance with Rule 4.1 of the Ohio Rules of Criminal Procedure. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.**



(a) ~~The Director of Public Safety is hereby authorized and directed to mandate surveys to be conducted by the City Building Department during the growing season to determine on what lands in the City noxious weeds and/or grass are being permitted to grow, mature and/or spread seeds, and upon determining any violation to exist, cause notice of the nature of the violation to be placed in a conspicuous location on the property notifying the owner or person have charge of the property that noxious weeds and/or grass are growing on such land and must be cut or destroyed within 48 hours from the date and time of notice.~~ **No owner or occupant of land in the City shall permit noxious weeds, as defined in section 901:5-37-01 of the Ohio Administrative Code, to grow, mature or spread seeds on such land. Where a violation of this subsection is found to exist, a written notice of violation shall be served upon the owner or occupant having charge of such land, notifying him that the noxious weeds must be cut and destroyed within five days after the service of the notice. Notice of violation shall be deemed served by placing said notice on a conspicuous location on the property.**

(b) ~~It is hereby determined that "noxious weeds" and/or grass shall include, but not be limited to, the following:~~ **No owner or occupant of land in the City shall permit litter, as defined in Ohio R.C. 731.51, to be placed or remain on such land. Where a violation of this subsection is found to exist, a written notice of violation shall be served upon the owner or occupant having charge of such land, notifying him that the litter must be collected and removed within fifteen days after the service of the notice. Notice of violation shall be deemed served by placing said notice on a conspicuous location on the property.**

~~(1) Field bindweed (Convolvulus arvensis L.)~~

~~(2) Quackgrass (Agropyron repens L. (Beauv.)~~

~~(3) Canada thistle (Cirsium arvense L. (Scop)~~

~~(4) Johnsongrass (Sorghum halpense L. (Pers.)~~

~~(5) Hoary cress (Cardaria draba L. (Desv.)~~

~~(6) Hairy whitetop (or ballcress) (Cardaria Pubescens C.A. Mey. (Rollins)~~

~~(7) Perennial sowthistle (Sonchus arvensis L.)~~

~~(8) Russian knapweed (Centaurea picris Rydb.)~~

~~(9) Leafy spurge (Euphorbia esula L.)~~

~~(10) Hedge bindweed (Convolvulus sepium L.)~~

~~(11) — Dodder (Cuscuta spp. (Tourn) L.)~~

~~(12) — Horsenettle (Solanum carolinense L.)~~

~~(13) — Corncockle (Agrostemma githago L.)~~

~~(14) — Wild garlic (Allium vineale L.)~~

~~(15) — Wild onion (Allium canadense L.)~~

~~(16) — Curly dock (Rumex Crispus L.)~~

~~(17) — French weed (Thlaspi arvense L.)~~

~~(18) — Buckhorn (Plantago lanceolata L.)~~

~~(19) — Shatter cane (sorghum bicolor)~~

~~(20) — Russian thistle (Salsoal kali var. tenuifolia)~~

~~(21) — Wild parsnip (Pastinace sativa)~~

~~(22) — Wild carrot (Queen Anne's lace) (Daucus carota L.)~~

~~(23) — Oxeye daisy (Chrysanthemum leucanthemum var. pinnatifidum)~~

~~(24) — Wild mustard (Brassica kaber var. pinnatifida)~~

~~(25) — Grapevines: when growing in groups of 100 or more and not pruned, sprayed, cultivated or otherwise maintained for two consecutive years.~~

~~(26) — Serrated tussock (Nassella trichotoma L.).~~

~~(27) — All other uncultivated types of vegetation, including lawn grass, growing to a height in excess of six (6) inches.~~

(c) **(1)** ~~The Director of Public Safety is hereby authorized and directed to mandate surveys to be conducted by the City Building Department to determine on what lands in the City litter, as defined in Ohio R.C. 731.51, and constituting a detriment to public health, has been placed, and upon determining any violation to exist, cause notice of the nature of the violation to be placed in a conspicuous location on the property notifying the owner or person having charge of the property, notifying him or her that~~

~~litter is on the land and that it must be collected and removed within 48 hours after the service of the notice.~~ No owner or occupant of land in the City shall permit grass to grow on such land to a height greater than six inches. Where a violation of this subsection is found to exist, a written notice of violation shall be served upon the owner or occupant having charge of such land, notifying him that the high grass must be cut within a reasonable time as fixed in the notice. Notice of violation shall be deemed served by placing said notice on a conspicuous location on the property.

(2) A notice of violation issued pursuant to subsection (c)(1) hereof shall be effective to place the property owner or occupant on notice of the continuing legal duty to prevent the re-occurrence of the violation, provided the notice of violation contains the following language:

"YOU ARE HEREBY PLACED ON NOTICE THAT YOU HAVE A CONTINUING LEGAL DUTY TO PREVENT THE RE-OCCURRENCE OF THIS VIOLATION. IN THE EVENT THIS VIOLATION RE-OCCURS WITHIN 12 MONTHS OF THE DATE OF THIS NOTICE, NO FURTHER NOTICE WILL BE ISSUED TO YOU BY THE CITY AND THE CITY MAY, AT ITS SOLE ELECTION, PROSECUTE A CRIMINAL ACTION AGAINST YOU IN THE PARMA MUNICIPAL COURT AND TAKE IMMEDIATE ACTION TO CORRECT AND/OR ABATE THE VIOLATION AT YOUR COST."

If the violation reoccurs within 12 months from the date of service of the notice of violation, and there has been no change in ownership or occupancy, as applicable, of the subject property, no new notice of violation need be issued prior to the Code Official taking immediate action to prosecute a criminal action in the Parma Municipal Court and correct or abate the violation at the expense of the appropriate party.

(d) ~~Notice shall be deemed served by placing said notice of the violation in question on a conspicuous location on the property notifying the owner or person having charge of the violation.~~ If the owner or occupant fails to comply with any notice required under this section, the Code Official shall cause such noxious weeds or high grass to be cut and/or destroyed or such litter removed. The Code Official may hire a private person or firm to accomplish such tasks. The actual cost of bringing the property into compliance plus 25% for inspection and administration shall be billed to the owner or occupant. If said bill is not paid within thirty days after submission, the City Auditor shall certify said costs together with a 10% penalty to the County Fiscal Officer for placement on the tax duplicate to be collected as other taxes for return to the City.

(e) ~~If a violation of both subsection (a) and (c) hereof is found, a combined notice is sufficient for both violations.~~ Whoever violates any provision of this section, or who fails to comply therewith, shall be subject to the penalties set forth in Section 1705.99 of these Codified Ordinances.

(f) ~~Upon failure of the owner or person having charge of the property in question to comply with the notice within the period of time stipulated, the Building Commissioner shall have the authority to~~

~~have the weeds/grass be cut and destroyed and/or litter to be collected and removed by an independent contractor hired by the Building Commissioner. Upon the completion of abatement, the Building Commissioner shall bill the property owner the price of the contractor's service and an additional 25 percent of the contractor's price to cover the City's administrative costs. The total costs shall be forwarded by the Building Commissioner to the City Auditor who shall make a return in writing to the County Auditor of such total charge which shall be entered upon the tax duplicate of the County and be allocated on the taxes in accordance with Ohio R.C. 731.54.~~